

NM1-63

**Notice, Review
and Tentative
Decision**

April 24, 2017

Mr. Jim Griswold
Chief, Environmental Bureau
Oil Conservation Division
Energy, Minerals, and Natural Resources Department
1220 South St. Francis Drive
Santa Fe, NM 87505

**Re: Documentation of Public Notice of Tentative Decision
OWL Landfill Services, LLC (OWL) Surface Waste Management Facility [560.01.02]**

Dear Mr. Griswold,

On behalf of our client, OWL Landfill Services, LLC (OWL) Gordon Environmental/PSC (Gordon/PSC) is pleased to submit to the Oil Conservation Division (OCD) the enclosed documentation comprising proof of Notice of Tentative Decision per 19.15.36.9.F NMAC for the proposed OWL Surface Waste Management Facility Application for Permit (Application).

OCD issued the Tentative Decision for the OWL Application on 03/07/2017. Upon receipt of the OCD's proposed decision to approve the Application with conditions, the Applicant is required to provide written notice by certified mail (return-receipt requested) of the OCD's proposed decision to surface owners within one-half mile of the facility (19.15.36.9.C(1) NMAC). The proposed OWL facility is located in Lea County, New Mexico (NM). The Lea County Assessor maintains property records online at: <http://emaps.emapsplus.com/standard/leaconm.html>. Gordon/PSC reviewed the Assessor's records in order to update the list of surface owners within one-half mile of the OWL site (**Attachment 1**). A corresponding map, identifying the surface owners of record, is provided as **Attachment 2**. The Notice language (per 19.15.36.9.D NMAC) is provided as **Attachment 3**; and this language was approved by OCD on 03/27/2017. Notice was mailed to surface owners within one-half mile of the proposed OWL facility on 03/30/2017 as identified on **Attachment 1**, and copies of the certified mailings and return receipts are provided as **Attachment 4**.

The Applicant is also required to publish notice in a newspaper of general circulation in the county where the surface waste management facility is or will be located (19.15.36.9.C(2) NMAC). Notice was published in the Hobbs News-Sun, Lea County's local newspaper, on 03/30/2017. A copy of the newspaper ad and Affidavit of Publication is provided as **Attachment 5**.

A list of persons (including email addresses) who have requested notification of application was provided by OCD as an attachment to the Tentative Decision dated 03/07/2017. Gordon/PSC issued an email containing the Notice to these persons on 03/30/2017 (19.15.36.9.C(3) NMAC). A copy of the email notice is provided as **Attachment 6**, along with a copy of our notes regarding the email distribution.

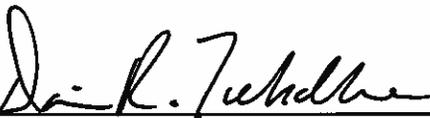
Mailings (certified mail/return-receipt requested) were also issued to affected local, state, federal, and tribal governmental agencies as identified by the OCD per 19.15.36.9.C(4) NMAC. These entities were identified by OCD on 03/07/2017 (**Attachment 1**). Mailings were issued on 03/30/2017; and copies of the certified mailings and return receipts are provided as **Attachment 4**.

Per 19.15.36.9.E NMAC, Notice mailings (or email) to both owners of record, governmental and tribal entities, and interested persons identified by OCD, were completed on or before the publication of the Notice in the Hobbs News-Sun.

We appreciate your review of the Notice of Tentative Decision documentation and look forward to working with you on finalizing the Permit for the proposed Sundance West Surface Waste Management Facility project. Please contact us with your comments or questions at 505.867.6990 or dtucholke@team-psc.com.

Sincerely,

GORDON ENVIRONMENTAL / PSC

By 
Dacia R. Tucholke
Project Manager

cc: Honorable Andrew L. Wambsganss, Esq.

Attachments:

- Attachment 1: Surface Owners of Record within ½-Mile of the OWL Site
- Attachment 2: ½-Mile Radius Map
- Attachment 3: Notice Language
- Attachment 4: Certified Mailing and Return Receipts
- Attachment 5: Affidavit of Publication, Hobbs News-Sun (03/30/2017)
- Attachment 6: Email to Interested Persons (03/30/2017)

Attachment 1
Surface Owners of Record within ½-Mile of the OWL Site

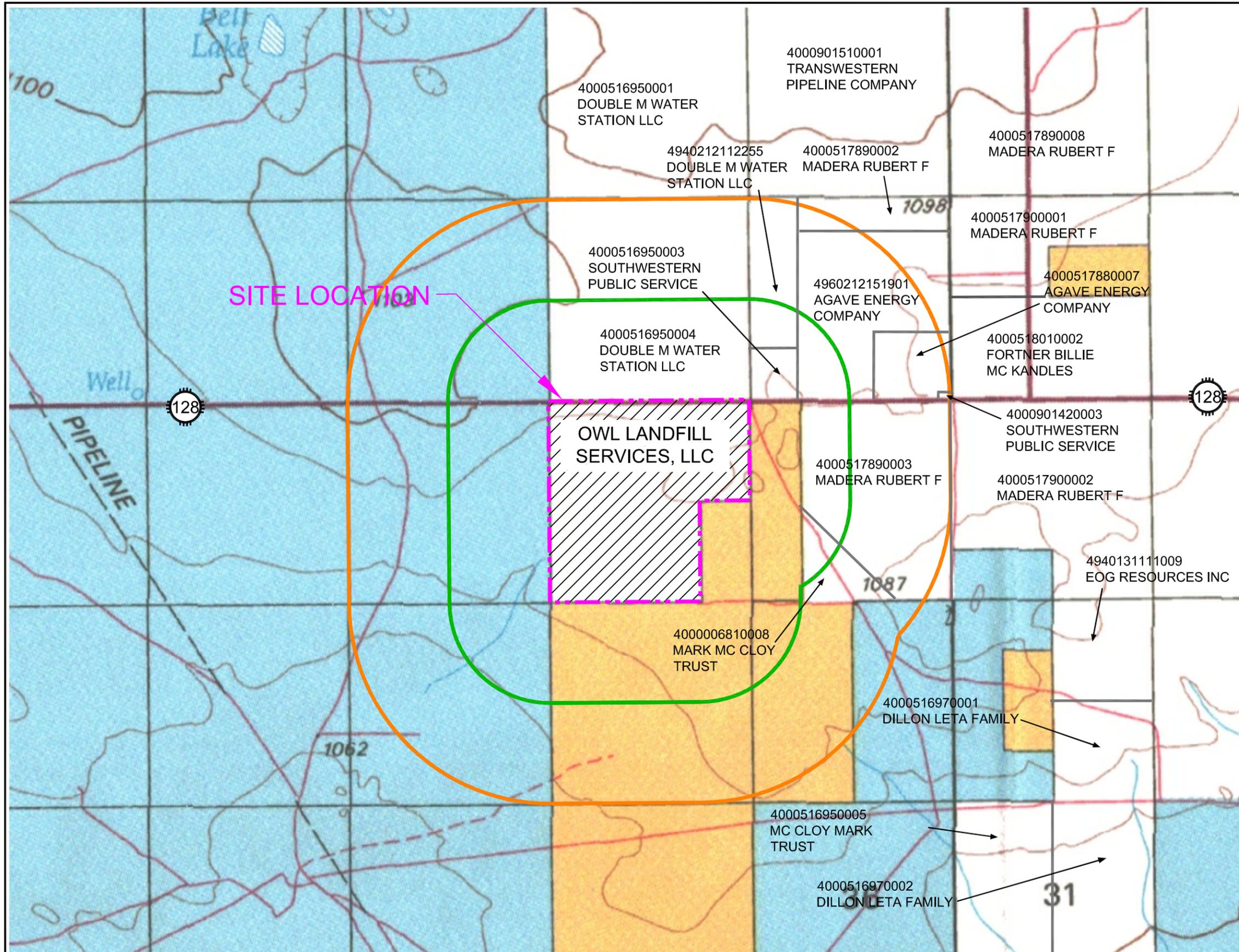
TABLE I.A-1
Surface Owners of Record within 1/2-mile of the OWL Site¹
OWL Landfill Services, LLC

OWNER	UPC	ADDRESS	CITY	STATE	ZIP
Double M. Water Station, LLC ²	4000516950004	P.O. Box 795	Tatum	NM	88267
	4940212112255				
Agave Energy Company ²	4960212151901	P.O. Box 158	Artesia	NM	88211
Mark Mc Cloy Trust ²	4000006810008	P.O. Box 795	Tatum	NM	88267
Southwestern Public Service Co. ²	4000516950003	P.O. Box 1979	Denver	CO	80201
Bert Madera ²	4000517890003	P.O. Box 2795	Ruidoso	NM	88355
Bureau of Land Management ²	NA ⁵	620 E. Greene St.	Carlsbad	NM	88220
New Mexico State Land Office ²	NA ⁵	P.O. Box 1148	Santa Fe	NM	87504-1148
Lea County Commissioners ³	NA ⁵	100 N. Main Avenue, Suite 4	Lovington	NM	88260
Lea County Manager ³	NA ⁵	100 N. Main Avenue, Suite 4	Lovington	NM	88260
City of Jal Manager ⁴	NA ⁵	P.O. Drawer 340	Jal	NM	88252

Notes:

- ¹ Data provided by Lea County Assessor's Office.
- ² Surface owner of record within 1/2-mile of OWL site.
- ³ County Government of the county in which OWL is located (Lea County).
- ⁴ Courtesy Notice to closest municipality.
- ⁵ NA - Notified party is not associated with a specific Parcel Code (i.e., UPC).

Attachment 2
½-Mile Radius Map

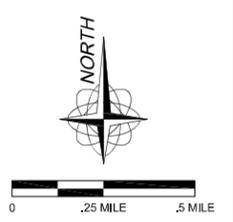


LEGEND

- - - SITE LOCATION
- PUBLIC LANDS AND MONUMENTS (ADMIN. BY BLM)
- STATE LANDS
- PRIVATE LANDS
- 1/2 MILE RADIUS (PUBLIC NOTICE)
- 1 MILE RADIUS

MADERA RUBERT F OWNER NAME
4000517890002 UPC CODE

- NOTES:
- 1) LAND OWNERSHIP DATA PROVIDED BY THE LEA COUNTY ASSESSORS OFFICE AND IS CURRENT AS OF MARCH 30, 2017. ([HTTP://EMAPS.EMAPSPUS.COM/STANDARD/LEACONM.HTML](http://EMAPS.EMAPSPUS.COM/STANDARD/LEACONM.HTML)).
 - 2) LAND OWNERSHIP MAP DERIVED FROM THE BLM EDITION 2002 SURFACE MANAGEMENT STATUS 1:100,000 SCALE. UPDATED WITH STATE OF NEW MEXICO SURFACE OWNERSHIP 2014 DATA.



ONE AND 1/2 MILE RADI MAP
 OWL LANDFILL SERVICES, LLC
 LEA COUNTY, NEW MEXICO

Gordon Environmental, Inc.
 Consulting Engineers
 213 S. Camino del Pueblo
 Bernalillo, New Mexico, USA
 Phone: 505-867-6990
 Fax: 505-867-6991

DATE: 04/03/2017	CAD: LAND OWNERSHIP.dwg	PROJECT #: 560.01.02
DRAWN BY: DMI	REVIEWED BY: DRT	
APPROVED BY: IKG	gei@gordonenvironmental.com	ATTACHMENT I.A

Attachment 3
Notice Language

NOTICE OF APPLICATION
OWL LANDFILL SERVICES, LLC (OWL) – SURFACE WASTE MANAGEMENT
FACILITY

Pursuant to 19.15.36.9(D), Oil Conservation Division Surface Waste Management Facilities regulations, OWL Landfill Services, LLC (OWL) is providing notice that the Oil Conservation Division (OCD) has issued a Tentative Decision to approve with conditions an Application for Permit of a new Surface Waste Management Facility (OWL Facility). The Application for Permit was originally submitted to OCD by OWL on October 17, 2016. Comments regarding the Application may be submitted to OCD within 90 days of Notice.

1. **Applicant's name and address:** OWL Landfill Services, LLC, 8214 Westchester, Suite 850, Dallas, TX 75225; Telephone: (214) 206-3940.
2. **Facility location and address:** The proposed OWL Facility is located approximately 22 miles northwest of Jal, adjacent to the south of NM 128 in Lea County, NM. The OWL site is comprised of a 560-acre \pm tract of land located within a portion of Section 23, Township 24 South, Range 33 East, in Lea County, NM. The Surface Waste Management Facility will comprise 500 acres \pm of the OWL site.
3. **Brief description of surface waste management facility:** The proposed OWL Facility will include a liquid oil field waste Processing Area (81 acres \pm) and an oil field waste Landfill (224 acres \pm), and related infrastructure (195 acres \pm). At full build-out, the Processing Area may include an oil treatment facility consisting of an estimated 9 produced water load-out points, 12 produced water receiving tanks, 48 produced water settling tanks, 10 evaporation ponds, 5 crude oil recovery tanks, and 5 oil sales tanks; as well as 1 stabilization and solidification area; and 1 customer jet wash (6 bays). The Landfill disposal footprint is 224 acres \pm with a waste capacity (airspace) of approximately 38.3 million cubic yards. In addition, various support facilities, including: a Scalehouse, waste acceptance/security features, roads, emergency shower and eyewash station, and stormwater detention basins are proposed for the OWL Facility.
4. **Depth and quality of shallowest aquifer:** Based upon information projected from water wells in the region of the OWL site, the shallowest potential aquifer in the vicinity is the Santa Rosa Sandstone (lower Triassic Chinle), the water-bearing zones for which are approximately 500 feet (ft) below ground surface (bgs) at the OWL site. The on-site water supply well is completed in Triassic bedrock, presumed to be completed in the Santa Rosa Sandstone at a depth of 540 feet (ft) below ground surface (bgs). A chemical analysis of this well indicates a total dissolved solids concentration of 507 milligrams per liter (mg/L). In addition, the OWL site characterization boring investigation results demonstrate that no shallow groundwater aquifers are present above a depth of 160 ft bgs at any of the boring locations.
5. The Oil Conservation Division's proposed decision to approve the OWL Application is available on the Division's website (<http://www.emnrd.state.nm.us/OCD/env-draftpublicetc.html>), or, upon request, from the division clerk, Florene Davidson, (florene.davidson@state.nm.us), 1220 South St. Francis Dr., Santa Fe, NM 87505, P: (505)476-3458, F: (505)476-3462

6. The following is a description of alternatives, exceptions or waivers that are under consideration in accordance with NMAC or 19.15.36.19 NMAC. OWL is requesting alternatives to the requirements consistent with the flexibility provided for:
 - Landfill Gas Control requirements per 19.15.36.13.O and 19.15.36.14.G NMAC
 - Vadose Zone monitoring per 19.15.36.14.B(1-2) NMAC
 - Geonet Detection and Drainage Layers per 19.15.36.14.C
 - Final Cover per 19.15.36.14.C(8-9) NMAC
 - Bird Control Alternatives per 19.15.36.13.I and 19.15.36.17.C(3) NMAC
 - Intermediate cover stabilization per 19.15.36.14.A(7)(b) NMAC
 - Final cover stabilization per 19.15.36.18.C(2)(b) NMAC
7. A person who wishes to comment or request a hearing shall file comments or request for a hearing on the proposed approval with the division clerk within 90 days after the date of this newspaper publication. A request for hearing shall be in writing and state specifically the reasons why a hearing should be held. The OCD director may deny a request for hearing if the director determines the person lacks standing. A hearing may be held if the director determines there is significant public interest or there are comments with technical merit. Additional information is outlined in 19.15.4 NMAC and 19.15.36 NMAC.

Interested parties may also contact Mr. Jim Griswold, Bureau Chief, Oil Conservation Division at (505) 476-3465 for further information.

Attachment 4
Certified Mailing and Return Receipts

7015 3010 0001 2089 7541

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT

Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

TATUM, NM 88267

Certified Mail Fee	\$3.35
Extra Services & Fees (check box, add fee as appropriate)	\$2.75
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00
Postage	\$0.49
Total Postage and Fees	\$6.59



Double M. Water Station, LLC
P.O. Box 795
Tatum, NM 88267

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

7015 3010 0001 2089 7527

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT

Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

TATUM, NM 88267

Certified Mail Fee	\$3.35
Extra Services & Fees (check box, add fee as appropriate)	\$2.75
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00
Postage	\$0.49
Total Postage and Fees	\$6.59



Mark Mc Cloy Trust
P.O. Box 795
Tatum, NM 88267

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

7015 3010 0001 2089 7497

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT

Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

RUIDOSO, NM 88355

Certified Mail Fee	\$3.35
Extra Services & Fees (check box, add fee as appropriate)	\$2.75
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00
Postage	\$0.49
Total Postage and Fees	\$6.59



Bert Madera
P.O. Box 2795
Ruidoso, NM 88355

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

4552 6902 1000 0106 5102

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT

Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

ARTESIA, NM 88211

Certified Mail Fee	\$3.35
Extra Services & Fees (check box, add fee as appropriate)	\$2.75
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00
Postage	\$0.49
Total Postage and Fees	\$6.59



Agave Energy Company
P.O. Box 158
Artesia, NM 88211

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

5052 6902 1000 0106 5102

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT

Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

DENVER, CO 80201

Certified Mail Fee	\$3.35
Extra Services & Fees (check box, add fee as appropriate)	\$2.75
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00
Postage	\$0.49
Total Postage and Fees	\$6.59



Southwestern Public Service Co.
P.O. Box 1979
Denver, CO 80201

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

0842 6902 1000 0106 5102

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT

Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

CARLSBAD, NM 88220

Certified Mail Fee	\$3.35
Extra Services & Fees (check box, add fee as appropriate)	\$2.75
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00
Postage	\$0.49
Total Postage and Fees	\$6.59



Bureau of Land Management
620 E. Greene St.
Carlsbad, NM 88220

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Double M. Water Station, LLC
 P.O. Box 795
 Tatum, NM 88267



9590 9403 0636 5183 6830 53

Article Number (Transfer from service label)

7015 3010 0001 2089 7541

PS Form 3811, April 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent Addressee
James Mitchell

B. Received by (Printed Name) Date of Delivery
James Mitchell 4-4-17

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

3. Service Type
 Adult Signature
 Adult Signature Restricted Delivery
 Certified Mail®
 Certified Mail Restricted Delivery
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Insured Mail
 Insured Mail Restricted Delivery (over \$500)

Priority Mail Express®
 Registered Mail™
 Registered Mail Restricted Delivery
 Return Receipt for Merchandise
 Signature Confirmation™
 Signature Confirmation Restricted Delivery

Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Agave Energy Company
 P.O. Box 158
 Artesia, NM 88211



9590 9403 0636 5183 6830 46

Article Number (Transfer from service label)

3010 0001 2089 7534

PS Form 3811, April 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent Addressee
[Signature]

B. Received by (Printed Name) Date of Delivery
[Signature]

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

Lubbock TX 794
 WED 12 APR 2017 PM

3. Service Type
 Adult Signature
 Adult Signature Restricted Delivery
 Certified Mail®
 Certified Mail Restricted Delivery
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Insured Mail
 Insured Mail Restricted Delivery (over \$500)

Priority Mail Express®
 Registered Mail™
 Registered Mail Restricted Delivery
 Return Receipt for Merchandise
 Signature Confirmation™
 Signature Confirmation Restricted Delivery

Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Mark Mc Cloy Trust
 P.O. Box 795
 Tatum, NM 88267



9590 9403 0636 5183 6830 22

Article Number (Transfer from service label)

7015 3010 0001 2089 7527

PS Form 3811, April 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent Addressee
James Mitchell

B. Received by (Printed Name) Date of Delivery
James Mitchell 4-4-17

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

3. Service Type
 Adult Signature
 Adult Signature Restricted Delivery
 Certified Mail®
 Certified Mail Restricted Delivery
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Insured Mail
 Insured Mail Restricted Delivery (over \$500)

Priority Mail Express®
 Registered Mail™
 Registered Mail Restricted Delivery
 Return Receipt for Merchandise
 Signature Confirmation™
 Signature Confirmation Restricted Delivery

Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Southwestern Public Service Co.
 P.O. Box 1979
 Denver, CO 80201



9590 9403 0636 5183 6830 39

Article Number (Transfer from service label)

7015 3010 0001 2089 7503

PS Form 3811, April 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent Addressee
[Signature]

B. Received by (Printed Name) Date of Delivery
[Signature] 4-4-17

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

3. Service Type
 Adult Signature
 Adult Signature Restricted Delivery
 Certified Mail®
 Certified Mail Restricted Delivery
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Insured Mail
 Insured Mail Restricted Delivery (over \$500)

Priority Mail Express®
 Registered Mail™
 Registered Mail Restricted Delivery
 Return Receipt for Merchandise
 Signature Confirmation™
 Signature Confirmation Restricted Delivery

Domestic Return Receipt



SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1 Article Addressed to:

Bert Madera
 P.O. Box 2795
 Ruidoso, NM 88355



9590 9403 0636 5183 6830-15

2 Article Number (Transfer from service label)

7015 3010 0001 2089 749766

PS Form 3811, April 2015 PSN 7530-02-000-9053

Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

- A. Signature Agent
 Addressee
- B. Received by (Printed Name) Bert Madera
- C. Date of Delivery 4/3/17
- D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

3. Service Type
- Priority Mail Express®
 - Adult Signature Restricted Delivery
 - Registered Mail™
 - Registered Mail Restricted Delivery
 - Certified Mail®
 - Return Receipt for Merchandise
 - Collect on Delivery
 - Collect on Delivery Restricted Delivery
 - Signature Confirmation™
 - Signature Confirmation Restricted Delivery
- Insured Mail (over \$500)

1 Article Addressed to:

Bureau of Land Management
 620 E. Greene St.
 Carlsbad, NM 88220



9590 9403 0636 5183 6830 08

2 Article Number (Transfer from service label)

7015 3010 0001 2089 7480

Form 3811, April 2015 PSN 7530-02-000-9053

Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1 Article Addressed to:

Bureau of Land Management
 620 E. Greene St.
 Carlsbad, NM 88220



9590 9403 0636 5183 6830 08

2 Article Number (Transfer from service label)

7015 3010 0001 2089 7480

Form 3811, April 2015 PSN 7530-02-000-9053

Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1 Article Addressed to:

New Mexico State Land Office
 P.O. Box 1148
 Santa Fe, NM 87504-1148



9590 9403 0636 5183 6829 95

2 Article Number (Transfer from service label)

7015 3010 0001 2089 7473

PS Form 3811, April 2015 PSN 7530-02-000-9053

Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

- A. Signature Agent
 Addressee
- B. Received by (Printed Name) Jal Manager
- C. Date of Delivery 04/03/17
- D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

City of Jal Manager
 P.O. Drawer 340
 Jal, NM 88251

3. Service Type
- Priority Mail Express®
 - Adult Signature Restricted Delivery
 - Registered Mail™
 - Registered Mail Restricted Delivery
 - Certified Mail®
 - Return Receipt for Merchandise
 - Collect on Delivery
 - Collect on Delivery Restricted Delivery
 - Signature Confirmation™
 - Signature Confirmation Restricted Delivery
- Insured Mail (over \$500)

1 Article Addressed to:

City of Jal Manager
 P.O. Drawer 340
 Jal, NM 88251



9590 9403 0636 5183 6829 64

2 Article Number (Transfer from service label)

7015 3010 0001 2089 7442

PS Form 3811, April 2015 PSN 7530-02-000-9053

Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

- A. Signature Agent
 Addressee
- B. Received by (Printed Name) Jal Manager
- C. Date of Delivery 04/03/17
- D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

City of Jal Manager
 P.O. Drawer 340
 Jal, NM 88251

3. Service Type
- Priority Mail Express®
 - Adult Signature Restricted Delivery
 - Registered Mail™
 - Registered Mail Restricted Delivery
 - Certified Mail®
 - Return Receipt for Merchandise
 - Collect on Delivery
 - Collect on Delivery Restricted Delivery
 - Signature Confirmation™
 - Signature Confirmation Restricted Delivery
- Insured Mail (over \$500)

1 Article Addressed to:

City of Jal Manager
 P.O. Drawer 340
 Jal, NM 88251



9590 9403 0636 5183 6829 64

2 Article Number (Transfer from service label)

7015 3010 0001 2089 7442

PS Form 3811, April 2015 PSN 7530-02-000-9053

Domestic Return Receipt

213 S. Camino del Pueblo
Bernalillo, NM 87004
P: 505.867.6990
F: 505.867.6991



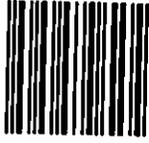
CERTIFIED MAIL



7015 3010 0001 2089 7459



1000



88260

U.S. POST
PAID
BERNALILLO
87004
MAR 30 17
AMOUNT
\$6
R2304W

NIXIE 750 SE 1 0004/04/17

RETURN TO SENDER
NO SUCH NUMBER
UNABLE TO FORWARD

BC: 87004597313 *0568-05542-30-38

88260-403099
88260-403099

Lea County Manager
100 N. Main St.
Lovington, NM 88260

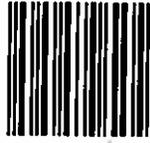
213 S. Camino del Pueblo
Bernalillo, NM 87004
P: 505.867.6990
F: 505.867.6991



7015 3010 0001 2089 7466



1000



88260

U.S. POST
PAID
BERNALILLO
87004
MAR 30 17
AMOUNT
\$6.
R2304W12

NIXIE 750 SE 1 2204/04/17

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Lea County Commission
100 N. Main St.
Lovington, NM 88260

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**Lea County
County Commissioners
100 N. Main Avenue, Suite 4
Lovington, NM 88260**



9590 9403 0636 5183 6846 92

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PS Form 3811, April 2015 PSN 7530-02-000-9063

COMPLETE THIS SECTION ON DELIVERY

- A. Signature
X [Signature] Agent Addressee
- B. Received by (Printed Name) **C. Date of Delivery**
- D. Is delivery address different from item 1? Yes No
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 - Adult Signature Restricted Delivery
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Certified Mail Fee	\$3.35
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<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00
Postage	\$0.49
Total Postage and Fees	\$6.59



Lea County
County Commissioners
100 N. Main Avenue, Suite 4
Lovington, NM 88260

or Instructions

7015 3010 0001 2089 7923

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X [Signature] Agent Addressee
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- D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

3. Service Type
- Priority Mail Express®
 - Registered Mail™
 - Adult Signature Restricted Delivery
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LOVINGTON - NM 88260

Certified Mail Fee	\$3.35
Extra Services & Fees (check box, add fee as appropriate)	\$4.24
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00
Postage	\$0.49
Total Postage and Fees	\$6.59



Lea County
County Manager
100 N. Main Avenue, Suite 4
Lovington, NM 88260

See Reverse for Instructions

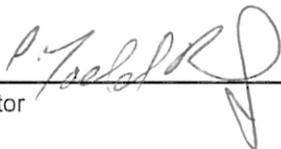
Attachment 5
Affidavit of Publication, Hobbs News-Sun (03/30/2017)

Affidavit of Publication

STATE OF NEW MEXICO
COUNTY OF LEA

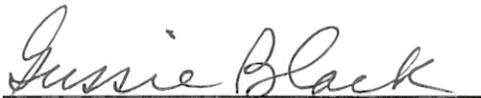
I, Todd Bailey, Editor of the Hobbs News-Sun, a newspaper published at Hobbs, New Mexico, solemnly swear that the clipping attached hereto was published in the regular and entire issue of said newspaper, and not a supplement thereof for a period of 1 issue(s).

Beginning with the issue dated
March 30, 2017
and ending with the issue dated
March 30, 2017.



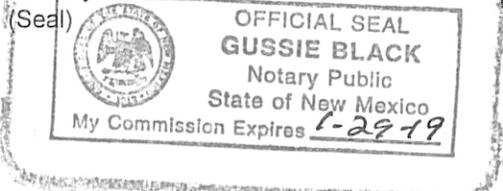
Editor

Sworn and subscribed to before me this
30th day of March 2017.



Business Manager

My commission expires
January 29, 2019



This newspaper is duly qualified to publish legal notices or advertisements within the meaning of Section 3, Chapter 167, Laws of 1937 and payment of fees for said

NOTICE OF APPLICATION OWL LANDFILL SERVICES, LLC (OWL) – SURFACE WASTE MANAGEMENT FACILITY

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- The Oil Conservation Division's proposed decision to approve the OWL Application is available on the Division's website (<http://www.emnrd.state.nm.us/OCD/env-draftpublicetc.html>), or, upon request, from the division clerk, Florene Davidson, (florene.davidson@state.nm.us), 1220 South St. Francis Dr., Santa Fe, NM 87505, P: (505)476-3458, F: (505)476-3462.
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 - Landfill Gas Control requirements per 19.15.36.13.O and 19.15.36.14.G NMAC
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 - Bird Control Alternatives per 19.15.36.13.I and 19.15.36.17.C(3) NMAC
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 - Final cover stabilization per 19.15.36.18.C(2)(b) NMAC
- A person who wishes to comment or request a hearing shall file comments or request for a hearing on the proposed approval with the division clerk within 90 days after the date of this newspaper publication. A request for hearing shall be in writing and state specifically the reasons why a hearing should be held. The OCD director may deny a request for hearing if the director determines the person lacks standing. A hearing may be held if the director determines there is significant public interest or there are comments with technical merit. Additional information is outlined in 19.15.4 NMAC and 19.15.36 NMAC.

Interested parties may also contact Mr. Jim Griswold, Bureau Chief, Oil Conservation Division at (505) 476-3465 for further information.

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PAMELA GONZALES
GORDON ENVIROMENTAL, INC
213 SOUTH CAMINO DEL PUEBLO
BERNALILLO, NM 87004

UNM defeats in-state foe NMSU

LAS CRUCES — The University of New Mexico baseball team got another strong performance on the mound from its staff — led by a stellar relief outing from Cody Dye — and received key contributions at the plate from Andre Gregory, Jared Mang and Jack Zoellner as the Lobos defeated their in-state foe New Mexico State 5-3 Tuesday night at Presley Askew Field.

UNM (16-9), which won its fifth game in a row, trailed 2-1 in the fourth inning before Andre Gregory blasted a two-run homer to left field to give the Lobos a 3-2 lead on the Aggies (14-12).

“That was a great adjustment by Gregory,” UNM coach Ray Birmingham said. “After his first at-bat, I talked to him about making a change and he did it and got his first homer of the year.”

NMSU rallied in the bottom of the fourth with a hit batter and back-to-back singles to tie the game 3-3 when UNM went

to its bullpen and Dye, the freshman got the Lobos out of the jam with a pair of ground-outs to keep the game tied.

The Lobos took the lead for good in the next half inning as a lead-off walk to Luis Gonzalez, a Hayden Schilling sacrifice and a wild pitch led to a Jared Mang sacrifice fly to right to give UNM the lead for good at 4-3.

UNM added an insurance run in the eighth on a Zoellner RBI triple to make the final 5-3.



AP PHOTO
South Carolina head coach Frank Martin reacts in the second half against Florida during the East Regional championship game of the NCAA men's basketball tournament Sunday in New York.

against Kentucky with a Final Four trip on the line.

Rakym Felder, South Carolina. Scrawpy 5-10 freshman point guard can shoot from range and give the Gamecocks a spark off the bench.

KEY MATCHUPS Oregon's defensive rebounding vs. North Carolina on the offensive glass. The Tar Heels clean up 42 percent of their missed shots with offensive rebounds. Oregon was 180th nationally in defensive rebounding. Here's guessing this might be a key to Saturday's game.

South Carolina vs. Gonzaga's front court. Zags center Przemek Karnowski is perhaps the biggest big in the country at 7-1, 300 pounds. Collins is a 70-leaper. Gamecocks front courters Maik Kotsar and Chris Silva give up at least three inches and a whole lot of poundage

in the country. The Zags don't exactly rely on the 3 — they were 275th nationally at 26 percent of their made shots — but have four players who made at least 40 shots from the arc this season. Going over screens instead of under will be key for South Carolina.

stop in Glendale, Ariz. Teel clinched the title after earning 515 points during the two-day show. Teel turned in scores of 83, 88, and 87.25.

Eduardo Aparicio, a Brazilian who lives in Decatur (Texas), is ranked No. 1 in the world title race after finishing ninth in Glendale. Aparicio, who won the PBR's Feb. 18 Iron Cowboy VIII tour stop in Arlington, has earned 2,895 points during the 2017 regular season.

Jess Lockwood is ranked No. 2 with 1,677.5. Chase Outlaw, who finished third in Glendale, is ranked No. 3 in the world standings with 1,614.16. This weekend, the tour stops in Sioux Falls, S.D. The World Finals is Nov. 1-5 at Las Vegas T-Mobile Arena.

Cutting horse update Tarin Rice and a horse named CR Gotcha Covered will enter the National Cutting Horse Association Super Stakes Classic/Challenge open division final as a favorite to clinch the title.

The final is scheduled for Saturday (April 1) at Will Rogers Memorial Coliseum in Fort Worth.

Rice and CR Gotcha Covered advanced to the final after finishing the first and second rounds with a two-run score of 442.5 (22) and 222.5. Their 442.5 was the highest aggregate score after the first two rounds

And on the offensive end, the Horned Frogs and Yellow Jackets have made progress. TCU has averaged 78.5 points per game during the NIT, while the Yellow Jackets have scored 74 points per game in the tournament.

“We’ve been an elite defensive team all year long,” Pastner said in a conference call on Wednesday.

“We are playing our best offense we have had all year

Final Four

from PAGE 9

Justin Jackson, North Carolina. Long, athletic, shoots inside and out, causes nightmares for opposing coaches trying to figure out how to stop him.

THE COACHES

Roy Williams, North Carolina. The dean of college basketball coaches. And dadgummit, one fiery southern gentleman.

Frank Martin, South Carolina. The big man in the big suit is known for his fiery demeanor and stare-right-through-you eyes on the sideline. Also happens to be a good coach and one of the most loyal people in the sport.

Mark Few, Gonzaga. The monkey off his back — along with the dogs and cats — he has the basketball acumen and the team to take the Zags to their first national title.

Dana Altman, Oregon. Quietly known as one of the nation's best coaches for years, he's proven it during the Ducks' run to the Final Four.

GLUE GUYS

Zach Collins, Gonzaga. The top NBA prospect still in the bracket comes off the bench, but is an instant game-changer, a 7-foot freshman who can score and guard the rim.

Jordan Bell, Oregon. A big reason the Ducks have not suffered a defensive drop-off without the shot-blocking Boucher in the lineup.

Luke Maye, North Carolina. The 6-foot-9 sophomore provides a lift off the bench and hit the buzzer-beating shot

Hoffman

from PAGE 9

bull rider Riker Carter (87). The Fort Worth Stock Show & Rodeo won the team title. The winning team consisted of O'Connell, Conrado, Carter, steer wrestler Matt Reeves and saddle bronc rider Jake Wright.

Austin rodeo winners

Marty Yates, a three-time Wrangler National Finals Rodeo qualifier from Stephenville (Texas), clinched the tie-down roping title Rodeo Austin on Saturday night and earned \$16,483.

Yates finished No. 1 in the final round after turning in a time of 8.5 seconds, two tenths of a second faster than second place finisher J.C. Malone.

Other winners were steer wrestler Tommy Cook (3.9 seconds), team ropers Garrett Rogers/Jake Minor (4.0 seconds), saddle bronc rider Zeké Thurston (89 points on Andrews Rodeo's Fire Lane), bareback rider Tanner Aus (89 points on Beutler & Son Rodeo's Hollywood Hills), barrel racer Tammy Fischer (15.41 seconds) and bull rider Tyler Taylor (there were no qualified riders in the finals, and Taylor won by having the best two-head score of any cowboy).

PBR update

On the Professional Bull Riders' circuit, Cody Teel of Kountze (Texas) won last weekend's Built Ford Tough Series four

Title

from PAGE 9

team and chemistry.

“But to really see it and how we have been able to beat teams that are more talented than we are, because that night we were the better team on different games throughout the season.”

Strong defense has lifted both teams. Entering Thursday night's championship game, TCU has allowed 68 points per game and Georgia Tech has allowed 61.75 points per game in the NIT.



AP PHOTO

Connecticut head coach Geno Auriemma, left, calls out to his team in Storrs, Conn. Mississippi State head coach Vic Schaefer, right, directs his team in Ames, Iowa.



Coaches at women's NCAA Final Four have deep connections

THE ASSOCIATED PRESS — summer after UConn delivered an embarrassing end to Mississippi State's first NCAA Sweet Sixteen trip.

UConn takes a 111-game winning streak into its record 10th consecutive Final Four, and 18th overall, under Auriemma.

The Huskies play Final Four first-timer Mississippi State in the second game Friday night, a rematch of that NCAA Tournament game UConn won by 60 points last March.

VanDerwee is in her 12th Final Four with Stanford, nine coming at the same time with UConn. The Cardinal play South Carolina and the home of the NBA's Dallas Mavericks.

“Dawn is extremely competitive. She's a competitive person, coach, player. She's

very intelligent. She's very passionate about basketball,” VanDerwee said. “I see all of these things, having coached her and known her for, I guess, about 30 years.”

The first of Staley's three Olympic gold medals as a player came in 1996, when VanDerwee coached the U.S. women's national team.

Staley has two more golds as an assistant coach, including last summer with Auriemma, whom earlier this month she succeeded as head coach of the national team.

“Tara has taught me so much about the game as a player,” Staley said. “I still use the foundation of how I approach games from the days in which she taught me as an Olympian, the times we spent together.”

No. 2 Texas Tech tames Tigers

Seven different Red Raiders included four-hit performances including multi-hit performances with three-hits in: Connor Beck, Michael Berglund, Hunter Hargrove and Josh Jung, Michael Davis, Cody Farhat and Ryan Long all put down two hits, as 10 total student-athletes tallied a base hit on Wednesday afternoon.

Among Texas Tech's 14 RBI, 10 came from five different hitters: Beck, Berglund, Davis, Hargrove and Jung. With his numbers in the finale against the Tigers, Hargrove moved into the team-lead for multi-hit (12) and multi-run (eight) games this season.

The Red Raiders put the lead-off man on base in each of his second win this season after going an inning, striking out two and walking two.

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Attachment 6
Email to Interested Persons (03/30/2017)

Pamela Gonzales

From: Pamela Gonzales
Sent: Thursday, March 30, 2017 7:46 AM
To: '(adunn@slo.state.nm.us)'; '(ahedgecock@slo.state.nm.us)'; '(bailey.griffith@state.nm.us)'; '(balch@prrc.nmt.edu)'; '(bobwooley66@gmail.com)'; '(bryce@kargerholdings.com)'; '(cass@pinnacleic.net)'; '(cgoldberg@rodey.com)'; '(cheryls@yatespetroleum.com)'; '(chuck.creekmore@conocophillips.com)'; '(citymayor@cityofeunice.org)'; '(criley@valhi.net)'; '(cvasquez@yatespetroleum.com)'; '(dale@capstoneoil.com)'; '(dave.sexton@urencoco.com)'; '(david.rsi@hotmail.com)'; '(dboneau@pvtnetworks.net)'; '(dcoughlin@hess.com)'; '(dexterh@forl.com)'; '(dlehman@energen.com)'; '(dlm@gknet.com)'; '(dvstrang@slo.state.nm.us)'; '(edebrine@modrall.com)'; '(ekendrick@montand.com)'; '(emartin@slo.state.nm.us)'; '(fosterassociates2005@yahoo.com)'; '(gay.kernan@nmlegis.gov)'; '(hbohnhoff@rodey.com)'; '(jan.wooldridge@dvn.com)'; '(jeg@gallegoslawfirm.net)'; '(jimmyc@forl.com)'; '(jlb@modrall.com)'; '(johnU@heycoenergy.com)'; '(jonas.armstrong@nmlegis.gov)'; '(jtportwood@mindspring.com)'; '(katie.nguyen@rlcorp.com)'; '(keith_barton@oxy.com)'; '(kjones@riceswd.com)'; '(kmoran@hobbsnmlaw.com)'; '(kmoss@slo.state.nm.us)'; '(larry.scott@nmlegis.gov)'; '(laurawinkler@rileyexploration.com)'; '(leavell4@leaco.net)'; '(Lfieseler@nearburg.com)'; '(lpena@riceswd.com)'; '(madams@rodey.com)'; '(marlashoats@comcast.net)'; '(mblakeman@montand.com)'; '(mccasland_67@msn.com)'; '(mjc@gallegoslawfirm.net)'; '(mjoyce@pvt.net)'; '(mmiano@slo.state.nm.us)'; '(mpf@stateside.com)'; '(nmwgi@nmagriculture.org)'; '(pat.hennessy@rlcorp.com)'; '(paul.kautz@state.nm.us)'; '(paul.osullivan@rlcorp.com)'; '(phillip.goetze@state.nm.us)'; '(ppadilla@slo.state.nm.us)'; '(rel@dfn.com)'; '(richard.corcoran@conocophillips.com)'; '(rtupman@hess.com)'; '(shall@montand.com)'; '(sjaworski@slo.state.nm.us)'; '(smallory@blm.gov)'; '(smcmillan@montand.com)'; '(stan.phillips@apachecorp.com)'; '(steven.huddleson@state.nm.us)'; '(stuart.ingle@nmlegis.gov)'; '(syahney@matadorresources.com)'; '(tony_herrell@blm.gov)'; '(twarnell@slo.state.nm.us)'; '(tyra.feil@duganproduction.com)'; '(vmaldonado@blm.gov)'; 'ballen@sesi-nm.com'
Subject: Notice of Application for the OWL Landfill Services, LLC (OWL) - Surface Waste Management Facility
Attachments: OWL-Att I.A-Notice Text_FINAL 03-27-17.pdf

NOTICE OF APPLICATION

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3. **Brief description of surface waste management facility:** The proposed OWL Facility will include a liquid oil field waste Processing Area (81 acres ±) and an oil field waste Landfill (224 acres ±), and

related infrastructure (195 acres±). At full build-out, the Processing Area may include an oil treatment facility consisting of an estimated 9 produced water load-out points, 12 produced water receiving tanks, 48 produced water settling tanks, 10 evaporation ponds, 5 crude oil recovery tanks, and 5 oil sales tanks; as well as 1 stabilization and solidification area; and 1 customer jet wash (6 bays). The Landfill disposal footprint is 224 acres ± with a waste capacity (airspace) of approximately 38.3 million cubic yards. In addition, various support facilities, including: a Scalehouse, waste acceptance/security features, roads, emergency shower and eyewash station, and stormwater detention basins are proposed for the OWL Facility.

4. **Depth and quality of shallowest aquifer:** Based upon information projected from water wells in the region of the OWL site, the shallowest potential aquifer in the vicinity is the Santa Rosa Sandstone (lower Triassic Chinle), the water-bearing zones for which are approximately 500 feet (ft) below ground surface (bgs) at the OWL site. The on-site water supply well is completed in Triassic bedrock, presumed to be completed in the Santa Rosa Sandstone at a depth of 540 feet (ft) below ground surface (bgs). A chemical analysis of this well indicates a total dissolved solids concentration of 507 milligrams per liter (mg/L). In addition, the OWL site characterization boring investigation results demonstrate that no shallow groundwater aquifers are present above a depth of 160 ft bgs at any of the boring locations.
5. The Oil Conservation Division's proposed decision to approve the OWL Application is available on the Division's website (<http://www.emnrd.state.nm.us/OCD/env-draftpublicetc.html>), or, upon request, from the division clerk, Florene Davidson, (florene.davidson@state.nm.us), 1220 South St. Francis Dr., Santa Fe, NM 87505, P: (505)476-3458, F: (505)476-3462
6. The following is a description of alternatives, exceptions or waivers that are under consideration in accordance with NMAC or 19.15.36.19 NMAC. OWL is requesting alternatives to the requirements consistent with the flexibility provided for:
 - Landfill Gas Control requirements per 19.15.36.13.O and 19.15.36.14.G NMAC
 - Vadose Zone monitoring per 19.15.36.14.B(1-2) NMAC
 - Geonet Detection and Drainage Layers per 19.15.36.14.C
 - Final Cover per 19.15.36.14.C(8-9) NMAC
 - Bird Control Alternatives per 19.15.36.13.I and 19.15.36.17.C(3) NMAC
 - Intermediate cover stabilization per 19.15.36.14.A(7)(b) NMAC
 - Final cover stabilization per 19.15.36.18.C(2)(b) NMAC
7. A person who wishes to comment or request a hearing shall file comments or request for a hearing on the proposed approval with the division clerk within 90 days after the date of this newspaper publication. A request for hearing shall be in writing and state specifically the reasons why a hearing should be held. The OCD director may deny a request for hearing if the director determines the person lacks standing. A hearing may be held if the director determines there is significant public interest or there are comments with technical merit. Additional information is outlined in 19.15.4 NMAC and 19.15.36 NMAC.

Interested parties may also contact Mr. Jim Griswold, Bureau Chief, Oil Conservation Division at (505) 476-3465 for further information.

Email Notice List (Provided by Oil Conservation Division) OWL Landfill Services LLC Application for Surface Waste Management Facility

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Gordon Environmental/PSC Notes:

[Undeliverable/Rejected Notice](#)

[No Response Back](#)

[Duplicate](#)

[Email Corrections:](#)

marlashoats@comcast.net

Cecilia_Vasquez@eogresources.com

UNM defeats in-state foe NMSU

LAS CRUCES – The University of New Mexico baseball team got another strong performance on the mound from its staff – led by a stellar relief outing from Cody Dye – and received key contributions at the plate from Andre Gregory, Jared Mang and Jack Zoellner as the Lobos defeated their in-state foe New Mexico State 5-3 Tuesday night at Presley Askew Field.

UNM (16-9), which won its fifth game in a row, trailed 2-1 in the fourth inning before

Andre Gregory blasted a two-run homer to left field to give the Lobos a 3-2 lead on the Aggies (14-12).

“That was a great adjustment by Gregory,” UNM coach Ray Birmingham said. “After his first at-bat, I talked to him about making a change and he did it and got his first homer of the year.”

NMSU rallied in the bottom of the fourth with a hit batter and back-to-back singles to tie the game 3-3 when UNM went

to its bullpen and Dye. The freshman got the Lobos out of the jam with a pair of groundouts to keep the game tied.

The Lobos took the lead for good in the next half inning as a lead-off walk to Luis Gonzalez, a Hayden Schilling sacrifice and a wild pitch led to a Jared Mang sacrifice fly to right to give UNM the lead for good at 4-3.

UNM added an insurance run in the eighth on a Zoellner RBI triple to make the final 5-3.

Final Four

from PAGE 9

Justin Jackson, North Carolina. Long, athletic, shoots inside and out, causes nightmares for opposing coaches trying to figure out how to stop him.

THE COACHES

Roy Williams, North Carolina. The dean of college basketball coaches. And dadgum it, one fiery southern gentleman.

Frank Martin, South Carolina. The big man in the big suit is known for his fiery demeanor and stare-right-through-you eyes on the sideline. Also happens to be a good coach and one of the most loyal people in the sport.

Mark Few, Gonzaga. The monkey off his back — along with the dogs and cats — he has the basketball acumen and the team to take the Zags to their first national title.

Dana Altman, Oregon. Quietly known as one of the nation's best coaches for years, he's proven it during the Ducks' run to the Final Four.

GLUE GUYS

Zach Collins, Gonzaga. The top NBA prospect still in the bracket comes off the bench, but is an instant game-changer, a 7-foot freshman who can score and guard the rim.

Jordan Bell, Oregon. A big reason the Ducks have not suffered a defensive drop-off without the shot-blocking Boucher in the lineup.

Luke Maye, North Carolina. The 6-foot-9 sophomore provides a lift off the bench and hit the buzzer-beating shot



South Carolina head coach Frank Martin reacts in the second half against Florida during the East Regional championship game of the NCAA men's basketball tournament Sunday in New York.

against Kentucky with a Final Four trip on the line.

Rakym Felder, South Carolina. Scrappy 5-10 freshman point guard can shoot from range and give the Gamecocks a spark off the bench.

KEY MATCHUPS

Oregon's defensive rebounding vs. North Carolina on the offensive glass. The Tar Heels clean up 42 percent of their missed shots with offensive rebounds. Oregon was 180th nationally in defensive rebounding. Here's guessing this might be a key to Saturday's game.

South Carolina vs. Gonzaga's front court. Zags center Przemek Karnowski is perhaps the biggest big in the country at 7-1, 300 pounds. Collins is a 7-0 leaper. Gamecocks front courters Maik Kotsar and Chris Silva give up at least three inches and a whole lot of poundage

to Karnowski. The Polish big man also is an adept passer, so South Carolina will have to be careful with the game planning.

Pace game, Oregon vs. North Carolina. The Tar Heels like to play fast. Score 5 seconds after a missed free throw fast. The Ducks, despite their reputation as an up-tempo team, play at an adjusted tempo that was 241st nationally. Control the pace, win the game.

Gonzaga from 3, South Carolina guarding it. The Gamecocks are stellar at defending the 3, holding opponents to the eighth-lowest percentage (30.1) in the country. The Zags don't exactly rely on the 3 — they were 275th nationally at 26 percent of their made shots — but have four players who made at least 40 shots from the arc this season. Going over screens instead of under will be key for South Carolina.

Hoffman

from PAGE 9

bull rider Riker Carter (87).

The Fort Worth Stock Show & Rodeo won the team title. The winning team consisted of O'Connell, Conrado, Carter, steer wrestler Matt Reeves and saddle bronc rider Jake Wright.

Austin rodeo winners

Marty Yates, a three-time Wrangler National Finals Rodeo qualifier from Stephenville (Texas), clinched the tie-down roping title Rodeo Austin on Saturday night and earned \$16,483.

Yates finished No. 1 in the final round after turning in a time of 8.5 seconds, two tenths of a second faster than second place finisher J.C. Malone.

Other winners were steer wrestler Tommy Cook (3.9 seconds), team ropers Garrett Rogers/Jake Minor (4.0 seconds), saddle bronc rider Zeke Thurston (89 points on Andrews Rodeo's Fire Lane), bareback rider Tanner Aus (89 points on Beutler & Son Rodeo's Hollywood Hills), barrel racer Tammy Fischer (15.41 seconds) and bull rider Tyler Taylor (there were no qualified rides in the finals, and Taylor won by having the best two-head score of any cowboy).

PBR update

On the Professional Bull Riders' circuit, Cody Teel of Kountze (Texas) won last weekend's Built Ford Tough Series tour

stop in Glendale, Ariz. Teel clinched the title after earning 515 points during the two-day show. Teel turned in scores of 83, 88, and 87.25.

Eduardo Aparecido, a Brazilian who lives in Decatur (Texas), is ranked No. 1 in the world title race after finishing ninth in Glendale. Aparecido, who won the PBR's Feb. 18 Iron Cowboy VIII tour stop in Arlington, has earned 2,895 points during the 2017 regular season.

Jess Lockwood is ranked No. 2 with 1,677.5. Chase Outlaw, who finished third in Glendale, is ranked No.3 in the world standings with 1,614.16.

This weekend, the tour stops in Sioux Falls, S.D. The World Finals is Nov. 1-5 at Las Vegas' T-Mobile Arena.

Cutting horse update

Tarin Rice and a horse named CR Gotcha Covered will enter the National Cutting Horse Association Super Stakes Classic/Challenge open division final as a favorite to clinch the title.

The final is scheduled for Saturday (April 1) at Will Rogers Memorial Coliseum in Fort Worth.

Rice and CR Gotcha Covered advanced to the final after finishing the first and second rounds with a two-run score of 442.5 (22) and 222.5. Their 442.5 was the highest aggregate score after the first two rounds

in the Classic/Challenge, which features 5- and 6-year-old horses who are second and third year competitors.

Horses with a score of at least 435 advanced to the final. The final will feature a field of 26 horses.

James Payne and Velvets Rollover also could be a duo to watch in the final. They finished the first two rounds with a 440.5 (219 and 221.5).

The second round concluded Sunday night (March 26).

Cinch Timed Event Championship

Jess Tierney, a South Dakota cowboy, won the recent Cinch Timed Event Championship at Lazy E Arena near Guthrie, Okla., and earned \$104,000. The Timed Event Championship features world class cowboys who compete in tie-down roping, team roping heading, team roping heeling, steer wrestling and steer roping. Clay Smith, an Oklahoman, finished second at the 2017 edition and earned \$28,000. Trevor Brazile of Decatur (Texas) finished third and earned \$22,000.

Brett Hoffman, a Texas Cowboy Hall of Fame member, has reported on rodeos for the Fort Worth Star-Telegram for more than three decades. Email him at bchoffman777@earthlink.net.

Title

from PAGE 9

team and chemistry.

“But to really see it and how we have been able to beat teams that are more talented than we are, because that night we were the better team on different games throughout the season.”

Strong defense has lifted both teams. Entering Thursday night's championship game, TCU has allowed 68 points per game and Georgia Tech has allowed 61.75 points per game in the NIT.

And on the offensive end, the Horned Frogs and Yellow Jackets have made progress. TCU has averaged 78.5 points per game during the NIT, while the Yellow Jackets have scored 74 points per game in the tournament.

“We've been an elite defensive team all year long,” Pastner said in a conference call on Wednesday.

“We are playing our best offense we have had all year

long in the NIT. But we have been offensively challenged throughout the season. We have been an elite defensive team and that's what we did, and if you look at our numbers, we're in the top.

“I think five now in Ken Pom ratings in defensive efficiency. We've led the ACC in dribble percentage defense, and to be able to do that, you've got to be an elite defensive team.”



Connecticut head coach Geno Auriemma, left, calls out to his team in Storrs, Conn. Mississippi State head coach Vic Schaefer, right, directs his team in Ames, Iowa.

Coaches at women's NCAA Final Four have deep connections

THE ASSOCIATED PRESS

Geno Auriemma, Tara VanDerveer and Dawn Staley have decades-long connections through women's NCAA Final Fours and Olympic gold medals.

The coaches in Dallas this week for the Final Four are hardly strangers.

“It really is an interesting dynamic,” Auriemma said during a national conference call. “You really couldn't orchestrate something like that. It kind of just has to happen. It's unique. You don't see that generally anywhere, much less in a Final Four.”

Even Vic Schaefer is in the same conference with Staley, was part of a championship-winning staff that beat Stanford in the 2011 Final Four, and met with Auriemma last

summer after UConn delivered an embarrassing end to Mississippi State's first NCAA Sweet 16 trip.

UConn takes a 111-game winning streak into its record 10th consecutive Final Four, and 18th overall, under Auriemma.

The Huskies play Final Four first-timer Mississippi State in the second game Friday night, a rematch of that NCAA Tournament game UConn won by 60 points last March.

VanDerveer is in her 12th Final Four with Stanford, nine coming at the same time with UConn. The Cardinal play South Carolina and Staley in the first game at the home of the NBA's Dallas Mavericks.

“Dawn is extremely competitive. She's a competitive person, coach, player. She's

very intelligent. She's very passionate about basketball,” VanDerveer said. “I see all of these things, having coached her and known her for, I guess, about 30 years.”

The first of Staley's three Olympic gold medals as a player came in 1996, when VanDerveer coached the U.S. women's national team.

Staley has two more golds as an assistant coach, including last summer with Auriemma, whom earlier this month she succeeded as head coach of the national team.

“Tara has taught me so much about the game as a player,” Staley said. “I still use the foundation of how I approach games from the days in which she taught me as an Olympian, the times we spent together.”

No. 2 Texas Tech tames Tigers

LUBBOCK – The No. 2 Texas Tech baseball team picked up its 10-straight win Wednesday, beating Texas Southern 14-7 at Dan Law Field at Rip Griffin Park.

It marks back-to-back seasons the Red Raiders have won 10 games in-a-row, doing so in 2016 during an April 6-19 stretch against Florida State, Oklahoma State, Sam Houston State, San Diego State and New Mexico.

Texas Tech (24-4) capped off the two-game series sweep over the Tigers (8-17), improving to 13-1 at home and 2-0 all-time against Texas Southern. The Red Raiders finished with 21 hits, a season-high and the most since the Red Raiders faced off against Baylor on May 20, 2013.

Seven different Red Raiders recorded multi-hit performances including four with three-hit bids in: Connor Beck, Michael Berglund, Hunter Hargrove and Josh Jung. Michael Davis, Cody Farhat and Ryan Long all put down two hits, as 10 total student-athletes tallied a base hit on Wednesday afternoon.

Among Texas Tech's 14 RBI, 10 came from five different hitters: Beck, Berglund, Davis, Hargrove and Jung. With his numbers in the finale against the Tigers, Hargrove moved into the team-lead for multi-hit (12) and multi-run (eight) games this season.

The Red Raiders put the lead-off man on base in each of the first six innings, contributing to their five consecutive

innings with a run scored. It was the second time this season Texas Tech has scored in five-straight innings, doing so against No. 4 Arizona on March 7. The fifth and sixth frames were highlighted by four & five runs each, respectively, making it the 14th time to score four or more runs in a single inning this season.

Freshman right-hander Caleb Freeman started on the mound for the Red Raiders for the second time this season. The Abilene native tossed a career-high four frames, allowing five hits while striking out one. He left the game with the bases loaded in the fifth, ending his second start of the year with four runs charged. Junior lefty Parker Mushinski picked up his second win this season after going an inning, striking out two and walking two.

NOTICE OF APPLICATION OWL LANDFILL SERVICES, LLC (OWL) – SURFACE WASTE MANAGEMENT FACILITY

Pursuant to 19.15.36.9(D), Oil Conservation Division Surface Waste Management Facilities regulations, OWL Landfill Services, LLC (OWL) is providing notice that the Oil Conservation Division (OCD) has issued a Tentative Decision to approve with conditions an Application for Permit of a new Surface Waste Management Facility (OWL Facility). The Application for Permit was originally submitted to OCD by OWL on October 17, 2016. Comments regarding the Application may be submitted to OCD within 90 days of Notice.

- Applicant's name and address:** OWL Landfill Services, LLC, 8214 Westchester, Suite 850, Dallas, TX 75225; Telephone: (214) 206-3940.
- Facility location and address:** The proposed OWL Facility is located approximately 22 miles northwest of JAL, adjacent to the south of NM 128 in Lea County, NM. The OWL site is comprised of a 560-acre ± tract of land located within a portion of Section 23, Township 24 South, Range 33 East, in Lea County, NM. The Surface Waste Management Facility will comprise 500 acres ± of the OWL site.
- Brief description of surface waste management facility:** The proposed OWL Facility will include a liquid oil field waste Processing Area (81 acres ±) and an oil field waste Landfill (224 acres ±), and related infrastructure (195 acres±). At full build-out, the Processing Area may include an oil treatment facility consisting of an estimated 9 produced water load-out points, 12 produced water receiving tanks, 48 produced water settling tanks, 10 evaporation ponds, 5 crude oil recovery tanks, and 5 oil sales tanks; as well as 1 stabilization and solidification area; and 1 customer jet wash (6 bays). The Landfill disposal footprint is 224 acres ± with a waste capacity (airspace) of approximately 38.3 million cubic yards. In addition, various support facilities, including: a Scalehouse, waste acceptance/security features, roads, emergency shower and eyewash station, and stormwater detention basins are proposed for the OWL Facility.
- Depth and quality of shallowest aquifer:** Based upon information projected from water wells in the region of the OWL site, the shallowest potential aquifer in the vicinity is the Santa Rosa Sandstone (lower Triassic Chinle), the water-bearing zones for which are approximately 500 feet (ft) below ground surface (bgs) at the OWL site. The on-site water supply well is completed in Triassic bedrock, presumed to be completed in the Santa Rosa Sandstone at a depth of 540 feet (ft) below ground surface (bgs). A chemical analysis of this well indicates a total dissolved solids concentration of 507 milligrams per liter (mg/L). In addition, the OWL site characterization boring investigation results demonstrate that no shallow groundwater aquifers are present above a depth of 160 ft bgs at any of the boring locations.
- The Oil Conservation Division's proposed decision to approve the OWL Application is available on the Division's website (<http://www.emnr.state.nm.us/OCD/env-draftpublicctc.html>), or, upon request, from the division clerk, Florene Davidson, (florene.davidson@state.nm.us), 1220 South St. Francis Dr., Santa Fe, NM 87505, P: (505)476-3458, F: (505)476-3462.
- The following is a description of alternatives, exceptions or waivers that are under consideration in accordance with NMAC or 19.15.36.19 NMAC. OWL is requesting alternatives to the requirements consistent with the flexibility provided for:
 - Landfill Gas Control requirements per 19.15.36.13.O and 19.15.36.14.G NMAC
 - Vadose Zone monitoring per 19.15.36.14.B(1-2) NMAC
 - Geonet Detection and Drainage Layers per 19.15.36.14.C
 - Final Cover per 19.15.36.14.C(8-9) NMAC
 - Bird Control Alternatives per 19.15.36.13.I and 19.15.36.17.C(3) NMAC
 - Intermediate cover stabilization per 19.15.36.14.A(7)(b) NMAC
 - Final cover stabilization per 19.15.36.18.C(2)(b) NMAC
- A person who wishes to comment or request a hearing shall file comments or request for a hearing on the proposed approval with the division clerk within 90 days after the date of this newspaper publication. A request for hearing shall be in writing and state specifically the reasons why a hearing should be held. The OCD director may deny a request for hearing if the director determines the person lacks standing. A hearing may be held if the director determines there is significant public interest or there are comments with technical merit. Additional information is outlined in 19.15.4 NMAC and 19.15.36 NMAC.

Interested parties may also contact Mr. Jim Griswold, Bureau Chief, Oil Conservation Division at (505) 476-3465 for further information.



Jordan Engineering, LLC

P.O. Box 92584

Albuquerque, New Mexico 87199

505.280.2823

July 8, 2019

Submitted by e-mail

Mr. Jeff McCool
Vice President, Training and Outreach
New Mexico Junior College
1 Thunderbird Circle
Hobbs, NM 88240

Re: New Mexico Junior College (NMJC)
Evaluation of OWL Landfill Services, LLC
Construction Plans
NM Energy, Minerals, and Natural Resources Department
EMNRD Contract No. 14-521-0700-0124

Dear Mr. McCool:

Pursuant to the above referenced contract Jordan Engineering, LLC (JE) has completed the review for the Construction Drawings for OWL Landfill Services, LLC (OWL) in Lea County, New Mexico.

This submittal of construction drawings requests Division review for design/construction for the initial cell of the landfill and the elimination of the permitted Stabilization and Solidification Area (SSA) in addition to the construction of one evaporation basin. The "Drying Pad" is replacing the SSA will be constructed with 6" of compacted subgrade, 60-mil HDPE Geomembrane, 12" of high transmissivity drainage layer, 24" of structural fill (protective cover), and 18" of concrete. OWL is proposing to eliminate the permitted Dissolved Air Flotation (DAF) equipment in the process water treatment area.

The following are JE comments and recommended conditions for approval of the OWL Construction Drawings prepared by Gordon Environmental/PSC.

Recommended Permit Conditions:

SWMF: Upon completion of construction activities, OWL shall provide the final CQA report and as-built drawings to the Division.

Revised Process Area:

- 1) Prior to operations OWL shall install permanent H₂S monitors as required in the approved permit application,
- 2) OWL shall submit a revised Operations Inspection, and Maintenance Plan updating the new configuration of the jet out/process mud dry out areas and proposed sump inspection/testing plan.



Jordan Engineering, LLC

P.O. Box 92584

Albuquerque, New Mexico 87199

505.280.2823

- 3) OWL shall route all process water through the previously permitted Oil Separation Units and the shop drawings provided as part of this submittal. If oil sheens in the Evaporation Pond are visible, OWL shall submit a corrective action plan to the Division within 30-days to remedy oil sheens which may include installation of the eliminated DAF unit.

Drying Pad:

- 4) OWL shall construct a secondary sump leak detection system beneath the primary sump (Detail A4/A5 Sheet C-503R-1) for inspection purposes to ensure the integrity of the primary leak detection sump system. The sump shall be constructed of the same material as the primary leak detection sump.
- 5) OWL shall revise Volume II Section 1, Operation, Inspection, and Maintenance Plan in the approved permit to reflect the leachate sumps and pressure testing as required by rule. This plan shall be submitted prior to operations in the area.
- 6) OWL shall revise Volume II Section 2, Oil Field Waste Management Plan in the approved permit to reflect operations of the Drying Pad Area. This plan shall be submitted prior to operations in the area. No mud dry out material shall be placed or processed within 10-feet of the integral curb surrounding the Drying Pad area,
- 7) The placement and material specification shall meet the requirements of the protective cover as required in the approved permit application.
- 8) Prior to construction of the concrete and liner installation for the Drying Pad area the Applicant shall provide a 3-day notice to the Division the intent to construct. OWL shall submit to the Division a Construction Quality Assurance (CQA) report with complete as-built construction drawings.
- 9) Prior to operations OWL shall provide to the Division a new financial assurance estimate and mechanism that incorporates the revised mud dry out area and jet out/oil treatment plant.

Please call me with your questions or comments.

Sincerely,

James W. Jordan, P.E.
Managing Member

State of New Mexico
Energy, Minerals and Natural Resources Department

Susana Martinez
Governor

Ken McQueen
Cabinet Secretary Designate

Matthias Sayer
Deputy Cabinet Secretary

David Catanach
Director, Oil Conservation Division



March 7, 2017

Roger Johnson
OWL Landfill Services, LLC
8214 Westchester Drive, Suite 850
Dallas, Texas 75225

CERTIFIED MAIL RECEIPT #7012 0470 0001 5967 3550

RE: Tentative Decision Regarding Commercial Surface Waste Management Facility Permit NM1-63. Section 23, Township 24 South, Range 33 East NMPM, Lea County, New Mexico

Mr. Johnson,

Pursuant to applicable parts of the Oil Conservation Commission regulations 19.15.36 NMAC, the Oil Conservation Division (OCD) has completed its review of your application for a commercial waste management facility at the location described above. OCD has decided on permit approval with conditions. Attached is a draft permit with general and specific conditions. OCD will be posting this decision along with the draft permit on our website.

Given OCD's determination, you are now required to issue division-approved notice of this decision by:

- (1) giving written notice by certified mail, return receipt requested, of the division's proposed decision to the surface owners within one-half mile of the proposed facility boundary;
- (2) publishing notice in a newspaper of general circulation in Lea County;
- (3) giving notice by first class mail or email to persons identified by OCD who have requested notification of applications generally (listing attached), along with Lea County, the New Mexico State Land Office, and the US Bureau of Land Management.

This notice must include your firm's name and mailing address, the proposed facility's location, a brief description of the proposed facility, the depth to shallowest groundwater beneath the proposed facility, the estimated or measured concentration of total dissolved solids in that groundwater, a statement that this decision is available on OCD's website or upon written request to division clerk Florene Davidson at the address below, a description of all alternatives, exceptions, or waivers requested as part of your application, and a statement as to the procedures for requesting a hearing on your application.

If you have any questions, please contact me at (505) 476-3465 or by email at jim.griswold@state.nm.us. On behalf of the Oil Conservation Division, I wish to thank you and your staff for your cooperation during this process.

Respectfully,

Jim Griswold
Environmental Bureau Chief

Email Notice List

OWL Landfill Services LLC application for surface waste management facility

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State of New Mexico
Energy, Minerals and Natural Resources Department

Susana Martinez
Governor

Ken McQueen
Cabinet Secretary Designate

Matthias Sayer
Deputy Cabinet Secretary

David Catanach
Director, Oil Conservation Division



March 7, 2017

Roger Johnson
OWL Landfill Services, LLC
8214 Westchester Drive, Suite 850
Dallas, Texas 75225

RE: Commercial Surface Waste Management Facility Permit NM1-63. Section 23, Township 24 South, Range 33 East NMPM, Lea County, New Mexico

Mr. Johnson,

Pursuant to applicable parts of the Oil Conservation Commission regulations 19.15.36 NMAC, the Oil Conservation Division (OCD) has completed its review of your application for a commercial waste management facility at the location described above. OCD hereby approves permit NM1-63 with conditions. Attached are the general and specific conditions.

If you have any questions, please contact Jim Griswold of my staff at (505) 476-3465 or by email at jim.griswold@state.nm.us. On behalf of the Oil Conservation Division, I wish to thank you and your staff for your cooperation during this permit review.

Respectfully,

David Catanach
Director

DC/jg

Attachment – NM1-63 Permit Conditions

SURFACE WASTE MANAGEMENT FACILITY PERMIT CONDITIONS
NM1-63
OWL Landfill Services, LLC
Section 23, Township 24 South, Range 33 East NMPM

February 28, 2017

Upon confirmation OWL Landfill Services, LLC of 8214 Westchester Drive, Suite 850 Dallas, Texas 75225 (the operator) has provided financial assurance required under Section 1.H of this permit, the operator is permitted to construct and operate a surface waste management facility as described in the Application filed by the operator and in accordance with (a) the terms of this Permit, (b) the rules governing solid waste management facilities 19.15.36 NMAC, and (c) all other applicable provisions of the Oil and Gas Act and the rules promulgated under the Act. The operator is responsible for insuring any oil and gas operations located within the overall facility area do not interfere with the proper operation of the facility as described in the Application and authorized by this Permit. Any change to the operations proposed or any change to the area covered will require a modification to the Permit including any necessary changes to the amount of financial assurance. The Oil Conservation Division (OCD) of the Energy, Minerals, and Natural Resources Department will determine if any Permit changes constitute a "major modification" under 19.15.36 NMAC.

1. GENERAL PROVISIONS

A. Permittee and Permitted Facility. OCD issues surface oil field waste management permit NM1-63 to OWL Landfill Services, LLC (operator), 8214 Westchester Drive, Suite 850 Dallas, Texas 75225 for the construction, operation, and eventual closure of a commercial facility to be located upon a 560 acre tract in an unincorporated portion of Lea County, New Mexico approximately 21 miles northwest of Jal.

The waste management facility is intended for the permanent disposal of exempt and non-exempt/non-hazardous oil field waste and will include a processing area on 81 acres and a landfill on 224 acres. The remaining 255 acres incorporates associated infrastructure and buffer areas. The landfill will have a waste capacity of approximately 38 million cubic yards.

B. Scope of Permit. OCD regulates the disposition of water produced or used in connection with the exploration and production of oil and gas and to direct disposal of that water in a manner which will afford reasonable protection against contamination of fresh water supplies pursuant to authority granted in the Oil & Gas Act (Chapter 70, Article 2 NMSA 1978). Under that Act, OCD also regulates the disposition of nondomestic wastes resulting from exploration, production, or storage of crude oil and natural gas to protect public health and the environment. Similarly, OCD regulates the disposition of nondomestic wastes resulting from the oil field service industry, the transportation of crude oil and natural gas, the treatment of natural gas, and the refinement of crude oil to protect public health and the environment pursuant to jurisdiction and authority granted by the same Act.

This permit does not convey any property rights of any sort or any exclusive privilege to the operator and does not authorize any injury to property or persons, any invasion of other private rights, or any infringement of state, federal, or local laws, rules, or regulations.

C. Owner/Operator Commitments. The operator must ensure all operations are consistent with the terms and conditions of this permit and in conformance with all pertinent rules and regulations under the Oil & Gas Act. Furthermore, the operator shall abide by the approval conditions contained herein, along with all commitments submitted in its permit application of October 13, 2016 including any attachments and/or amendments all of which are incorporated into this Permit by reference.

D. Modifications. The operator must notify the OCD in advance of any increase in the land area the facility occupies, any change in the design capacity, any change in the nature of the oil field waste

streams, or addition of a new treatment process. As a result, the OCD Director may require a modification in the permit conditions.

E. Definitions. Terms not specifically defined in the permit shall have the same meanings as those in the Oil & Gas Act or the rules adopted pursuant to the Act, as the context requires.

F. General Performance Standards. The operator must operate in accordance with the permit conditions, comply with the Oil & Gas Act and rules issued pursuant to the Act, protect public health and the environment, prevent the waste of oil and gas, and prevent the contamination of fresh waters.

G. Effective Date, Expiration, Renewal, and Penalties for Operating Without a Permit. This permit is effective once OCD receives adequate financial assurance [see Section 1.H below] and will expire ten years thereafter. If it so desires, the owner/operator may submit an application for renewal to OCD no later than 120 calendar days before the expiration date. If the operator submits such a renewal application before the required date and is in compliance with the existing permit, then that existing permit will not expire until the OCD approves or denies the renewal application. Operating with an expired permit will subject the owner/operator to civil and/or criminal penalties (see Section 70-2-31 NMSA 1978).

H. Financial Assurance. The operator must provide financial assurance in a form acceptable to OCD for the waste management facility's estimated closure and post-closure cost. The estimated amount currently required is \$1,483,407.00 which includes the cost of closure construction and post-closure operations for Phase I described in the application. On an annual basis, or should unforeseen conditions arise, the operator will update the closure/post-closure estimate and thus the amount of financial assurance.

2. GENERAL FACILITY OPERATIONS

A. Labeling. The operator must clearly label all tanks, drums, and other containers to identify the contents along with other emergency notification information. The operator may use a tank coding system if it is incorporated into their emergency response planning.

B. Inspections and Maintenance of Secondary Containment Systems. The operator must inspect all secondary containment systems and sumps at least monthly to ensure proper operation and to prevent over filling or system failure. The operator must empty all secondary containment systems of any fluids within 48 hours of discovery, notify the OCD, and initiate corrective actions. The operator must keep written records of its inspections and of any fluid analyses. The operator shall maintain and make the documentation available for OCD inspection.

C. Release Reporting and Corrective Action for Releases. The operator must comply with the spill reporting and corrective action provisions of the Oil & Gas Regulations (19.15.29 and 19.15.30 NMAC) as may be amended from time to time.

D. Annual Report. The operator must submit an annual report to the OCD by September 1st of each year providing the following information for the preceding year: 1) all inspection forms including those for leak detection systems along with analytical results, 2) hydrogen sulfide monitoring results, 3) process piping integrity test results, 4) training records, 5) complaint logs and resolutions, and 6) a summary of the nature and amount of any reportable releases.

3. MATERIAL STORAGE

A. Process, Maintenance, and Material Storage Areas. The operator must pave and curb all process, maintenance, and material storage areas at the facility excluding evaporation ponds, below-grade tanks,

and sumps, or incorporate another appropriate spill collection device for these areas approved by the OCD.

B. Above Ground Tanks. The operator must place above ground tanks on impermeable pads and surround the tanks with lined berms or other impermeable secondary containment system having a capacity of at least one and one-third times the capacity of the largest tank, or the combined volume of any interconnected tanks. This does not apply to tanks containing fresh water.

4. WASTE MANAGEMENT

A. Waste Streams. This permit authorizes the operator to handle the RCRA exempt streams. OCD approval must be obtained to receive any waste stream not specified in its application prior to collection, storage, treatment, or disposal.

B. Waste Storage. The operator must store wastes at the facility only in clearly marked storage areas that have been specified in the application except any waste that may be generated during emergency response operations. However, such emergency waste may be stored elsewhere for no more than 72 hours. OCD may approve additional storage on a case-by-case basis.

The operator must not store non-oil field waste generated at the facility by the operator for more than 180 calendar days from the date any container is filled without OCD approval.

C. Class V Wells. Leach fields and other wastewater disposal systems at OCD-regulated facilities which inject non-hazardous fluids into or above an underground source of drinking water are Underground Injection Control Class V wells pursuant to 20.6.2.5002 NMAC. This permit does not authorize the use of a Class V injection well for the disposal of industrial waste at the facility. Other Class V wells, including wells used only for the injection of domestic wastes, must be permitted by the New Mexico Environment Department.

5. BELOW GRADE TANKS AND SUMPS

Below grade tanks and sumps must have secondary containment systems with leak detection and meet construction and operating requirements of 19.15.17 NMAC.

6. ADDITIONAL FACILITY-SPECIFIC CONDITIONS

A. Prior to construction activities within the facility, the operator shall determine that all abandoned oil wells within the area are properly plugged in accordance with OCD regulations. If any wells are found to be unplugged or improperly plugged, the operator shall take the appropriate corrective actions.

B. Naturally Occurring Radioactive Material (NORM) waste cannot be accepted at the facility unless in compliance with 19.15.35 NMAC.

C. At least 30 days prior to the start of construction of the landfill, evaporation ponds, stabilization and solidification area, or process area the operator shall furnish OCD with a complete set of construction drawings including a major milestone schedule for construction. These construction drawings must substantially comply with the engineering design provided with the application and provide a detailed description of processes and equipment for the process area. The major milestone schedule shall be regularly updated throughout construction activities.

D. If disposal wells are incorporated into facility operations at a later date, those wells must be separately permitted under provisions of the New Mexico Underground Injection Control program.

E. A list of emergency coordinators and their contact information shall be provided to the OCD by the operator before waste can be accepted into the facility.

F. Given the significant depth to the uppermost aquifer beneath the facility along with the interceding presence of low permeability material, a groundwater monitoring program relative to that aquifer (19.15.36.14 B NMAC) is not herein required. However, as provided in the application, the operator shall monitor the vadose zone within a group of wells for the presence and quality of water that might emanate from the facility or otherwise appear as the result of stormwater infiltration. In addition to the five wells described within the application, the operator shall install an additional five vadose zone monitoring wells at locations as follows: one well adjacent to the on-site McCoy water supply well; two wells along the western facility boundary; and two wells in the vicinity of the proposed evaporation ponds. The operator shall install all vadose zone monitoring wells before any waste is accepted into the facility. The actual locations of these wells may be modified based upon conditions encountered during drilling. The operator shall monitor the vadose zone monitoring wells at least semiannually for the presence of liquids along with gaseous hydrogen sulfide and methane. If liquids or gases are found to be present, the operator shall notify the OCD immediately. If liquids are present, the operator shall also gather representative samples. All groundwater samples must also be analyzed by EPA Method 8260 (full list) for volatile organic compounds in addition to those parameters outlined in the application.

G. The operator shall monitor the leak detection sumps for the presence of liquids at least monthly. If liquids are present, the operator shall notify the OCD immediately and shall sample and test the liquid as directed by the OCD.

H. Based upon the nature of the waste material and the lack of internal moisture or oxygen, the operator in its application has stated the production of landfill gas should be negligible and thus no gas control system is required. However, continuous hydrogen sulfide monitors with a 10 ppm alarm threshold will be located where incoming waste is unloaded, around the disposal cells, at the treating plant, around the evaporation ponds, and at the facility boundary. If OCD determines landfill gases are unreasonably problematic, a gas control system/plan will need to be implemented with OCD approval. The hydrogen sulfide contingency plan provided as part of the application does not contain the radius of potential exposure. The operator shall provide this information including the supporting calculations as soon as possible and before facility construction begins.

I. The operator has proposed an alternative landfill design which incorporates:

- a geosynthetic clay liner rather than two feet of clay soil with a hydraulic conductivity of 1×10^{-7} cm/sec as the base layer described in 19.15.36.14 C (1) NMAC
- a geonet in lieu of two feet of compacted soil with a saturated hydraulic conductivity of 1×10^{-5} cm/sec within the leak detection portion described in 19.15.36.14 C (3) NMAC
- a geonet rather than the compacted soil with a hydraulic conductivity of 1×10^{-2} cm/sec within the leachate collection and removal portion described in 19.15.36.14 C (5) NMAC
- and an evapotranspiration layer for the top landfill cover thereby eliminating the barrier layer described in 19.15.36.14 C (8) NMAC.

The OCD hereby approves these alternatives as they are supported by numeric modeling provided within the application as allowed under 19.15.36.14 C (9) NMAC and appear to provide equivalent protection of fresh water, public health and the environment.

J. The operator in its application requested an exception to 19.15.36.13 I NMAC with respect to the protection of migratory birds. That exception is hereby granted. Rather than installing netting over the evaporation ponds, the owner/operator shall remove all oil from the water prior to discharge to the ponds and undertake daily inspections of the ponds for the presence of either oil or birds. Any oil found on the ponds will be removed immediately. If a consistent bird presence is noted, the operator will be required to implement more aggressive protective actions which may include the use of netting or screens.